

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

THOMAS CRESS,

Petitioner,

File No. 5:04-CV-159

v.

HON. ROBERT HOLMES BELL

CARMEN PALMER,

Respondent.

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**ORDER**

This matter is before the Court on Petitioner Thomas Cress' objections to the Magistrate Judge's Report and Recommendation. In accordance with the opinion entered this date,

**IT IS HEREBY ORDERED** that the October 7, 2004, Report and Recommendation of the Magistrate Judge is **ADOPTED** to the extent it addresses the merits of the petition.

**IT IS FURTHER ORDERED** that Petitioner's objections (Docket #5) are **OVERRULED**. Petitioner's request for habeas corpus relief is **DENIED**.

Dated: May 4, 2005

/s/ Robert Holmes Bell  
ROBERT HOLMES BELL  
CHIEF UNITED STATES DISTRICT JUDGE